

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

PATRICK GERARD CARSON, *UNITED* :
STATES OF AMERICA EX REL., :
STATE OF CONNECTICUT, STATE OF :
DELAWARE, STATE OF FLORIDA, :
STATE OF GEORGIA, STATE OF :
ILLINOIS, STATE OF INDIANA, STATE :
OF MARYLAND, COMMONWEALTH OF :
MASSACHUSETTS, STATE OF NEW :
JERSEY, STATE OF NEW YORK, :
STATE OF NORTH CAROLINA, STATE :
OF RHODE ISLAND, STATE OF :
TEXAS, COMMONWEALTH OF :
VIRGINIA and STATE OF :
WASHINGTON :

v. :

SELECT REHABILITATION, INC., :
BRYN MAWR TERRACE, SAUNDERS :
HOUSE, MAIN LINE SENIOR CARE :
ALLIANCE, CARE PAVILION NURSING :
AND REHABILITATION CENTER, MID- :
ATLANTIC HEALTHCARE, LLC, :
WESLEY ENHANCED LIVING MAIN :
LINE REHABILITATION & SKILLED :
NURSING, WESLEY ENHANCED :
LIVING and MARWOOD REST :
HOME, INC. :

CIVIL ACTION NO. 15-5708

ORDER

NOW, this 18th day of August, 2023, upon consideration of Select Rehabilitation LLC's Motion to Dismiss (Doc. No. 76), the relator's response, and the defendants' reply, it is **ORDERED** that the motion is **GRANTED IN PART** and **DENIED IN PART**.

IT IS FURTHERED ORDERED that:

1. To the extent the motion seeks dismissal of Counts I, II, and VIII it is **DENIED**.

2. Count III is **DISMISSED WITHOUT PREJUDICE**.
3. Counts IV through VII and IX through XIII are **DISMISSED WITH PREJUDICE**.
4. Relator is granted leave to file an amended complaint as to Count III.
5. If the relator elects to file an amended complaint, he shall do so no later than September 8, 2023.



TIMOTHY J. SAVAGE, J.